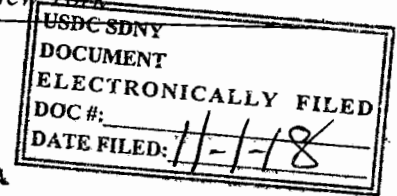




U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007



October 25, 2018

**By ECF**

Honorable Lewis A. Kaplan  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan Courthouse  
500 Pearl Street  
New York, New York 10007

**MEMO ENDORSED**

**Re: *Mohammad Salameh v. United States*, 16 Civ. 05184 (LAK), 93 Cr. 180 (LAK)  
*Eyad Ismoil v. United States*, 16 Civ. 5658 (LAK), 93 Cr. 180 (LAK)  
*Nidal Ayyad v. United States*, 16 Civ. 4346 (LAK), 93 Cr. 180 (LAK)  
*Ahmad Mohammad Ajaj v. United States*, 16 Civ. 5031 (LAK), 93 Cr. 180 (LAK)**

Dear Judge Kaplan:

The petitioners in the above-captioned matters, Mohammed Salameh, Eyad Ismoil, Nidal Ayyad, and Ahmad Mohammad Ajaj, each filed motions under 28 U.S.C. § 2255 to vacate, set aside, or correct their convictions. On or about August 23, 2018 and September 13, 2018, the Court entered orders granting the Government's requests to stay proceedings in connection with these motions pending the Second Circuit's decision in *United States v. Barrett*, 14-2641-cr.

The Government respectfully writes to inform this Court that the Second Circuit issued an opinion in *United States v. Barrett*, — F.3d —, 2018 WL 4288566 (2d Cir. Sep. 10, 2018), which addresses arguments raised by the petitioners. The Government requests that the Court set a briefing schedule in light of this decision.

Respectfully submitted,

GEOFFREY S. BERMAN  
United States Attorney

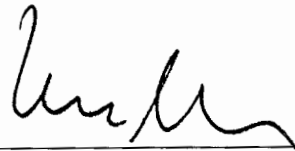
By: /s/  
Elinor Tarlow / Daniel Wolf  
Julianna Murray / Ryan Finkel  
Assistant United States Attorneys  
Tel: 212-637-1036 / 2337 / 2314 / 6612

Memorandum Endorsement      Salameh v. United States, 16-cv-5184 (LAK) [93-cr-180 (LAK)]  
Ismoil v. United States, 16-cv-5658 (LAK) [93-cr-180 (LAK)]  
Ayyad v. United States, 16-cv-4346 (LAK) [93-cr-180 (LAK)]  
Ajaj v. United States, 16-cv-5031 (LAK) [93-cr-180 (LAK)]

The application is denied. The actions are stayed pending the resolution and issuance of a mandate in *United States v. Barrett*, 14-2641-cr.

SO ORDERED.

Dated:            November 1, 2018



---

Lewis A. Kaplan  
United States District Judge